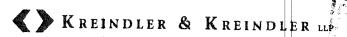
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TRADITION OF EXCELLENCE

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VIA ECF/CM Honorable George B. Daniels United States District Court Southern District of New York Daniel Patrick Moynihan United States Courthouse 500 Pearl Street New York, NY 10007-1312 so ordered:

Junge B Donel

Dated:

JAN 1 6 2018

Ashton, et al. v. al Qaeda Islamic Army, et al., 02-CV-6977 (GBD)(SN) Ashton, et al. v. Kingdom of Saudi Arabia, 17-cv-02003(GBD)(SN)

Dear Judge Daniels:

In its reply brief to the *Ashton* Plaintiffs' opposition to the Saudi High Commission's motion to dismiss, the SHC notes that the Affidavit of Steven R. Pounian and James P. Kreindler Paragraph 22 contains an assertion not supported by the exhibit cited thereafter. *See* SHC Reply Brief, 03-md-1570 (GBD) Doc. No. 3852, p. 9. In the Pounian / Kreindler Affidavit, the sentence "SHC provided material support to the elite al Qaeda unit in Bosnia led by Abu Zubayr" should have been followed by a citation to the recorded witness statement of Ali Ahmad Ali Hamad, previously filed with the Court as Exhibit 225 of the Averment of Facts docketed at 03-md-1570 (GBD) Doc. No. 2927-24, at p. 9. A copy of that previously filed exhibit is attached hereto as proposed Exhibit 265 to the *Ashton* Plaintiffs' Opposition to the Motions to Dismiss of the Kingdom of Saudi Arabia and the Saudi High Commission.

We respectfully request that the Court formally accept this document as Exhibit 265 to our opposition papers.

Dated: New York, New York January 12, 2018

> Respectfully submitted, KREINDLER & KREINDLER LLP

BY: /s/ James P. Kreindler
James P. Kreindler, Esq. (JK 7084)
Andrew J. Maloney III, Esq.
Steven R. Pounian, Esq.
Attorneys for Ashton Plaintiffs

cc: All MDL Counsel of record via the ECF

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